

Legislative Journal

MONDAY, OCTOBER 20, 1997

SESSION OF 1997

181ST OF THE GENERAL ASSEMBLY

No. 50

SENATE

MONDAY, October 20, 1997

The Senate met at 2 p.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Mark S. Schweiker) in the Chair.

PRAYER

The Chaplain, Reverend WANDA VELDMAN, of the First United Church of Christ, Carlisle, offered the following prayer:

Let us pray.

Almighty God, we, Your servants, gather this day recognizing our need for Your gracious and powerful presence in our midst. You are the holy one, full of wisdom, always listening, constantly caring. We seek to be reflections of You in the work we do - speaking, listening, writing, voting. May we wisely reflect on our experience, honestly recognize our own shortcomings, and always remain open to Your voice, that we may be true representatives of the people and true servants of You, our God. Amen.

The PRESIDENT. The Chair thanks Reverend Veldman, who is the guest today of Senator Mowery.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of October 7, 1997.

The Clerk proceeded to read the Journal of the preceding Session, when, on motion of Senator LOEPER, further reading was dispensed with and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

October 7, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James J. Holzinger, 1204 West Market Street, Bethlehem 18018, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Richard C. Jay, Esquire, Bethlehem, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE ARCHITECTS LICENSURE BOARD

October 7, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Carolyn Welsh (Public Member), 43 Blue Stone Drive, Chadds Ford 19317, Chester County, Ninth Senatorial District, for appointment as a member of the Architects Licensure Board, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Conrad E. Slanina, Pittsburgh, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF CLARION UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

October 7, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Susanne A. Burns, 122 North Paint Boulevard, Shippensburg 17254, Clarion County, Twenty-first Senatorial District, for appointment as a member of the Council of Trustees of Clarion University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2001, and until her successor is appointed and qualified, vice Paul A. Weaver, Clarion, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD OF NURSING

October 7, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Paula N. Gowen (Public Member), 1209 North Gate Road, Westtown 19395, Chester County, Nineteenth Senatorial District, for appointment as a member of the State Board of Nursing, to serve until November 25, 1998 or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Irene R. Marks, Philadelphia, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF OSTEOPATHIC MEDICINE

October 7, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Warren E. Moser (Public Member), 100 Hadfield Road, Downingtown 19335, Chester County, Forty-fourth Senatorial District, for appointment as a member of the State Board of Osteopathic Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Quentin C. Weaver, Swarthmore, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD
OF VETERINARY MEDICINE

October 7, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mary D. Evans (Public Member), 1078 Squire Cheyney Drive, West Chester 19382, Chester County, Ninth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Dean C. Rishel, Spring Mills, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE MERCER COUNTY
BOARD OF ASSISTANCE

October 7, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Janet L. McDougall (Republican), 208 Diamond Road, Grove City 16127, Mercer County, Fiftieth Senatorial District, for appointment as a member of the Mercer County Board of Assistance, to serve until December 31, 1998, and until her successor is appointed and qualified, vice Shirley K. Hildebrand, Greenville, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE MERCER COUNTY
BOARD OF ASSISTANCE

October 7, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Michael F. Reichart (Democrat), 3040 Springwood Drive, Sharpsville 16150, Mercer County, Fiftieth Senatorial District, for appointment as a member of the Mercer County Board of Assistance, to serve until December 31, 1997, and until his successor is appointed and qualified, vice Paul Flint, Hermitage, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE TIOGA COUNTY
BOARD OF ASSISTANCE

October 7, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Merrill H. Burdick (Democrat), 450 East Main Street, Westfield 16950, Tioga County, Twenty-third Senatorial District, for appointment as a member of the Tioga County Board of Assistance, to serve until December 31, 1999, and until his successor is appointed and qualified, to add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

October 9, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Reverend Amos Goodwine, Sr., 1225 East 20th Street, Erie 16512, Erie County, Forty-ninth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 1998 and until his successor is appointed and qualified, vice John Davison, Erie, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF
CHEYNEY UNIVERSITY OF PENNSYLVANIA OF
THE STATE SYSTEM OF HIGHER EDUCATION

October 9, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Lorna D. Horsey, 612 Cristina Place, Philadelphia 19139, Philadelphia County, Seventh Senatorial District, for appointment as a member of the Council of Trustees of Cheyney University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2001, and until

her successor is appointed and qualified, vice Marvin Wachman, Ph.D., Philadelphia, resigned.

THOMAS J. RIDGE
Governor

**MEMBER OF THE CHILDREN'S
TRUST FUND BOARD**

October 9, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas Fitch, R. D. #1, Box 318F, Ridgway 15853, Elk County, Twenty-fifth Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve for a term of three years, and until his successor is appointed and qualified, vice Catherine L. Palm, Wernersville, whose term expired.

THOMAS J. RIDGE
Governor

**COMMONWEALTH TRUSTEE OF TEMPLE
UNIVERSITY-OF THE COMMONWEALTH
SYSTEM OF HIGHER EDUCATION**

October 15, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Jane S. Fumo, 1818 South 13th Street, Philadelphia 19148, Philadelphia County, First Senatorial District, for appointment as a Commonwealth Trustee of Temple University-of the Commonwealth System of Higher Education, to serve until October 14, 2001, and until her successor is appointed and qualified, vice Brian J. O'Neill, Esquire, Philadelphia, whose term expired.

THOMAS J. RIDGE
Governor

**MEMBER OF THE BOARD OF TRUSTEES OF
SCOTLAND SCHOOL FOR VETERANS' CHILDREN**

October 16, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas P. Carey, Ed.D., 470 Jayson Avenue, Pittsburgh 15228, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Scotland School for Veterans' Children, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Mary Ann Nobers, Ph.D., Harrisburg, resigned.

THOMAS J. RIDGE
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

October 17, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Gregory Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge of the Court of Common Pleas of Philadelphia County, to serve until the first Monday of January 1998, vice The Honorable John J. Chiovero, mandatory retirement.

THOMAS J. RIDGE
Governor

**RECALL COMMUNICATIONS
REFERRED TO COMMITTEE**

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

**MEMBER OF THE STATE BOARD
OF NURSING**

October 7, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated August 5, 1997 for the appointment of Donna Kriner (Public Member), 6320 Darlington Drive, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, as a member of the State Board of Nursing, to serve until November 25, 1998 or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Irene R. Marks, Philadelphia, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

**MEMBER OF THE COUNCIL OF TRUSTEES OF
CHEYNEY UNIVERSITY OF PENNSYLVANIA OF
THE STATE SYSTEM OF HIGHER EDUCATION**

October 9, 1997

To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated September 2, 1997 for the appointment of Fritz Bittenbender, 264 Boas Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as a member of the Council of Trustees of Cheyney University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Marvin Wachman, Ph.D., Philadelphia, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

HOUSE MESSAGES

SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 307**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. Pursuant to Senate Rule XIV, section 5, this bill will be referred to the Committee on Rules and Executive Nominations.

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

October 9, 1997

HB 492 -- Committee on Urban Affairs and Housing.

HB 1125 -- Committee on Judiciary.

HB 1573 -- Committee on Agriculture and Rural Affairs.

HB 1730 -- Committee on Game and Fisheries.

October 14, 1997

HB 474 -- Committee on Judiciary.

HB 1347 -- Committee on Rules and Executive Nominations.

BILLS INTRODUCED AND REFERRED

The PRESIDENT laid before the Senate the following Senate Bills numbered, entitled, and referred as follows, which were read by the Clerk:

October 9, 1997

Senators MELLOW, FUMO, COSTA, MUSTO, BELAN, KASUNIC, LAVALLE, WILLIAMS, AFFLERBACH, SCHWARTZ, WAGNER, TARTAGLIONE, WOZNIAK, KITCHEN and TOMLINSON presented to the Chair **SB 1153**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for notice of insurance options.

Which was committed to the Committee on BANKING AND INSURANCE, October 9, 1997.

Senators O'PAKE, MELLOW, BODACK, MUSTO, WOZNIAK, TARTAGLIONE, STAPLETON, AFFLERBACH, KASUNIC, COSTA, KUKOVICH, GERLACH, BRIGHTBILL, STOUT, BELAN, TOMLINSON, SCHWARTZ and HART presented to the Chair **SB 1154**, entitled:

An Act amending the act of December 5, 1972 (P.L.1280, No.284), entitled Pennsylvania Securities Act of 1972, further providing for fraudulent and prohibited practices.

Which was committed to the Committee on BANKING AND INSURANCE, October 9, 1997.

Senators AFFLERBACH, STAPLETON, MELLOW, COSTA, KUKOVICH, BODACK, BELAN, WILLIAMS, KITCHEN, SCHWARTZ, STOUT, MUSTO and HART presented to the Chair **SB 1155**, entitled:

An Act providing for the establishment of child-care resource and referral services in each county.

Which was committed to the Committee on AGING AND YOUTH, October 9, 1997.

Senators BODACK, COSTA, MELLOW, AFFLERBACH, WILLIAMS, BELL, WHITE, LAVALLE, KASUNIC, WAGNER, MUSTO, KITCHEN, BELAN, STOUT, TARTAGLIONE, SCHWARTZ and HART presented to the Chair **SB 1156**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), entitled The Insurance Company Law of 1921, providing for reimbursement for diabetic supplies.

Which was committed to the Committee on BANKING AND INSURANCE, October 9, 1997.

October 14, 1997

Senators WENGER, HART, GREENLEAF, MADIGAN, SALVATORE, LEMMOND, O'PAKE, STOUT, RHOADES, WOZNIAK and THOMPSON presented to the Chair **SB 1157**, entitled:

An Act amending Titles 15 (Corporations and Unincorporated Associations) and 54 (Names) of the Pennsylvania Consolidated Statutes, relating to associations; making revisions, corrections and additions; and making repeals.

Which was committed to the Committee on JUDICIARY, October 14, 1997.

Senators HOLL, CORMAN and MOWERY presented to the Chair **SB 1158**, entitled:

An Act amending the act of December 5, 1972 (P.L.1280, No.284), entitled Pennsylvania Securities Act of 1972, further defining "institutional investor"; further providing for certain exemptions; prohibiting certain transactions involving school districts; and providing for penalties.

Which was committed to the Committee on BANKING AND INSURANCE, October 14, 1997.

Senators MURPHY, EARLL, BELAN, COSTA, WILLIAMS, O'PAKE, STAPLETON, FUMO, SCHWARTZ, BELL, LEMMOND, SALVATORE, GREENLEAF, HART, STOUT, TOMLINSON, RHOADES, GERLACH, THOMPSON and HOLL presented to the Chair **SB 1159**, entitled:

An Act designating April 6 as "Tartan Day" in Pennsylvania.

Which was committed to the Committee on STATE GOVERNMENT, October 14, 1997.

October 16, 1997

Senators PICCOLA, MOWERY, CORMAN, JUBELIRER, LOEPER, LEMMOND, KUKOVICH, BRIGHTBILL, DELP, HELFRICK, WENGER, RHOADES, MADIGAN, ARMSTRONG, STOUT and BELL presented to the Chair **SB 1160**, entitled:

An Act providing for the divestiture of airport property; imposing obligations on the Department of Transportation; and making an appropriation.

Which was committed to the Committee on STATE GOVERNMENT, October 16, 1997.

October 17, 1997

Senator MOWERY presented to the Chair **SB 1161**, entitled:

An Act authorizing the Borough of Carlisle, Cumberland County, to sell certain Project 70 lands free of Project 70 restrictions in return for use of the sale proceeds to assist the Central Pennsylvania Conservancy purchase a tract of land.

Which was committed to the Committee on STATE GOVERNMENT, October 17, 1997.

October 20, 1997

Senators GERLACH, O'PAKE, THOMPSON, MADIGAN, WAGNER, KUKOVICH, TARTAGLIONE, MUSTO, LEMMOND, AFFLERBACH, COSTA, EARLL, WENGER, BELAN, TOMLINSON, RHOADES, LOEPER, MELLOW, SLOCUM and HART presented to the Chair **SB 1162**, entitled:

An Act providing for the coordination of long-term care services, for consumer education, advocacy, information and referral, for independent comprehensive assessment of functional need for care, for access to long-term care options, for purchase of long-term care services and for monitoring of in-home service quality and consumer satisfaction; and conferring additional responsibilities on the Department of Aging and area agencies on aging.

Which was committed to the Committee on AGING AND YOUTH, October 20, 1997.

Senators ROBBINS, BELL, LEMMOND, MUSTO, STAPLETON, EARLL, COSTA, RHOADES, AFFLERBACH, TOMLINSON, STOUT, THOMPSON, KASUNIC, ARMSTRONG and SLOCUM presented to the Chair **SB 1163**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for advisory councils for veterans' homes.

Which was committed to the Committee on MILITARY AND VETERANS AFFAIRS, October 20, 1997.

Senators THOMPSON, WAGNER, EARLL, STOUT, SALVATORE, WOZNIAK and HART presented to the Chair **SB 1164**, entitled:

An Act amending the act of April 12, 1951 (P.L. 90, No. 21), entitled, as reenacted, Liquor Code, authorizing the production of beer or malt or brewed beverages in limited quantities for personal or family use.

Which was committed to the Committee on LAW AND JUSTICE, October 20, 1997.

Senator HOLL presented to the Chair **SB 1165**, entitled:

An Act providing for the regulation of individual access to health care insurance and for penalties.

Which was committed to the Committee on BANKING AND INSURANCE, October 20, 1997.

RESOLUTIONS INTRODUCED AND REFERRED

The PRESIDENT laid before the Senate the following Senate Resolutions numbered, entitled, and referred as follows, which were read by the Clerk:

October 9, 1997

Senator MOWERY presented to the Chair **SR 78**, entitled:

A Resolution declaring October 19 through 26, 1997, as "Reflexology Week" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 9, 1997.

Senators AFFLERBACH, HELFRICK, MELLOW, COSTA, BODACK, BELAN, EARLL, WILLIAMS, TARTAGLIONE, DELP, KITCHEN, WOZNIAK, O'PAKE, GERLACH, KUKOVICH, STOUT, SCHWARTZ and WHITE presented to the Chair **SR 84**, entitled:

A Concurrent Resolution establishing a bipartisan task force comprised of members of the Senate and of the House of Representatives to study the feasibility of establishing child-care services within the Capitol Building.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 9, 1997.

October 16, 1997

Senator MELLOW presented to the Chair **SR 85**, entitled:

A Resolution urging all restaurant and tavern owners to reinforce their commitment to the children of this Commonwealth by implementing policies which restrict a child's access to the bar area of the restaurants and taverns of this Commonwealth.

Which was committed to the Committee on LAW AND JUSTICE, October 16, 1997.

October 17, 1997

Senators ROBBINS, HELFRICK, BRIGHTBILL, COSTA, EARLL, MOWERY, THOMPSON, BELAN, PICCOLA, GERLACH, ARMSTRONG, TOMLINSON, FUMO, O'PAKE, RHOADES, ULIANA and SLOCUM presented to the Chair **SR 86**, entitled:

A Resolution declaring the month of October 1997 as "Pennsylvania Firearm Safety Month" and encouraging organizations and the Department of Education to support and use the Eddie Eagle Gun Safety Program.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 17, 1997.

Senators SLOCUM, JUBELIRER, LOEPER, BRIGHTBILL, WENGER, MADIGAN, HELFRICK, CORMAN, EARLL, GREENLEAF, LAVALLE, ROBBINS, KASUNIC, WHITE, COSTA, STAPLETON, STOUT, AFFLERBACH, WOZNIAK, MUSTO, TOMLINSON, BELAN, GERLACH, THOMPSON and LEMMOND presented to the Chair **SR 87**, entitled:

A Resolution designating the week of October 19 through 25, 1997, as "Forest Products Week" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 17, 1997.

October 20, 1997

Senators GREENLEAF, AFFLERBACH, BRIGHTBILL, STOUT, EARLL, WENGER, GERLACH, COSTA, HART, KASUNIC, MURPHY, THOMPSON, STAPLETON and O'PAKE presented to the Chair SR 88, entitled:

A Resolution declaring the week of November 2 through 8, 1997, as "Chemistry Week" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 20, 1997.

APPOINTMENT BY PRESIDENT PRO TEMPORE

The PRESIDENT. The Chair wishes to announce the President pro tempore has made the following appointment: Michael L. Browne, Esquire, as a Commonwealth Trustee of Temple University.

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Rules and Executive Nominations to meet during today's Session to consider House Bill No. 1048, Senate Resolutions No. 72, 78, 86, 87, and 88, and certain nominations.

REPORTS FROM COMMITTEE

Senator TILGHMAN, from the Committee on Appropriations, reported the following bills:

SB 133 (Pr. No. 1405) (Amended) (Rereported)

An Act amending the act of June 29, 1953 (P.L.304, No.66), entitled Vital Statistics Law of 1953, further providing for local registrars' fees.

SB 382 (Pr. No. 397) (Rereported)

An Act amending the act of July 28, 1953 (P.L.723, No.230), entitled, as amended, Second Class County Code, providing counties of the second class A with the power to make grants to townships, boroughs and nonprofit corporations for parks, recreation areas, open space projects and such other outdoor projects and for historic and museum projects.

SB 438 (Pr. No. 1406) (Amended) (Rereported)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for missing children; providing for a clearinghouse for missing children; and imposing powers and duties on the Pennsylvania State Police, local school districts and parents.

SB 962 (Pr. No. 1058) (Rereported)

An Act amending the act of November 17, 1982 (P.L.676, No.192), entitled Manufactured Housing Construction and Safety Standards Authorization Act, adding definitions; providing for installation of manufactured homes; establishing additional fees; and establishing the Industrialized Housing Account.

HB 1065 (Pr. No. 1190) (Rereported)

An Act amending the act of February 9, 1984 (P.L.3, No.2), known as the Deputy Sheriffs' Education and Training Act, further providing for training requirement, for the Deputy Sheriffs' Education and Training Board and for the Deputy Sheriffs' Education and Training Account.

HB 1475 (Pr. No. 2286) (Rereported)

An Act providing for self-employment assistance, for eligibility, for costs and for limitation.

LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, I request a legislative leave on behalf of Senator Helfrick.

The PRESIDENT. Senator Loeper requests a legislative leave for Senator Helfrick. Without objection, that leave is granted.

The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, I request temporary Capitol leaves for Senator Hughes and Senator Williams.

The PRESIDENT. Senator O'Pake requests temporary Capitol leaves for Senator Hughes and Senator Williams. Without objection, those leaves are granted.

LEAVE OF ABSENCE

Senator O'PAKE asked and obtained leave of absence for Senator AFFLERBACH, for today's Session, for personal reasons.

SENATE CONCURRENT RESOLUTION

WEEKLY ADJOURNMENT

Senator LOEPER offered the following resolution, which was read as follows:

In the Senate, October 20, 1997

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, October 27, 1997, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, October 27, 1997, unless sooner recalled by the Speaker of the House of Representatives.

On the question, Will the Senate adopt the resolution?

The yeas and nays were required by Senator LOEPER and were as follows, viz:

YEA-48

Table with 4 columns of names: Armstrong, Belan, Bell, Bodack, Brightbill, Hart, Helfrick, Holl, Hughes, Jubelirer, Mellow, Mowery, Murphy, Musto, O'Pake, Stapleton, Stout, Tartaglione, Thompson, Tilghman

| | | | |
|-----------|----------|-----------|-----------|
| Corman | Kasunic | Piccola | Tomlinson |
| Costa | Kitchen | Punt | Uliana |
| Delp | Kukovich | Rhoades | Wagner |
| Earll | La Valle | Robbins | Wenger |
| Fumo | Lemmond | Salvatore | White |
| Gerlach | Loeper | Schwartz | Williams |
| Greenleaf | Madigan | Slocum | Wozniak |

NAY-0

A majority of the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present the same to the House of Representatives for concurrence.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Williams has returned, and his temporary Capitol leave is cancelled.

SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR EDWIN G. HOLL PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Montgomery, Senator Holl.

Senator HOLL. Mr. President and Members of the Senate, we are honored to have in the Senate gallery today a group of veterans, including a number from my district and other districts in the Senate. They are here in Harrisburg to mark Veterans Recognition Day, which is today. The purpose of this day is to ensure that we do not forget or take for granted the many sacrifices made by our Pennsylvania veterans. The veterans gathered here today have fought valiantly to preserve our freedom and to fight oppression in other countries.

As Americans we must never take for granted our precious freedom. We owe a great debt to our veterans gathered here today and to those who are not here because they made the ultimate sacrifice. Through their dedication and service to our great country, we remain a free land. A heartfelt thank you to all of the veterans who have come to Harrisburg today and to all of our veterans everywhere. Mr. President, I would appreciate if you would extend the warm welcome of the Senate to the veterans who are here.

The PRESIDENT. Would our special guests and distinguished veterans please rise so that the Senate may acknowledge you.

(Applause.)

GUESTS OF SENATOR JEFFREY E. PICCOLA PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Dauphin, Senator Piccola.

Senator PICCOLA. Mr. President, once again I have guests from Halifax High School. They are two young men who are seniors at Halifax High School, and they are shadowing me, as several of their classmates have done in the past and several more will be doing in the future. Today my guests are Kevin Bower and Rhett Cooper. I would be most grateful if the Senate would give them a warm welcome.

The PRESIDENT. Would our guests please rise so that the Senate may acknowledge you.

(Applause.)

GUESTS OF SENATOR DANIEL S. DELP PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Delp.

Senator DELP. Mr. President, I have on the Senate floor today two guest Pages from my district. Bryan Gotwalt and Lisa Mam are joining us today, and they are both eighth graders at York City Middle School. I would appreciate it if the Senate of Pennsylvania would extend to them its usual warm welcome.

The PRESIDENT. Would our guests please rise so that the Senate may acknowledge you.

(Applause.)

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, at this time I would request a recess of the Senate for the purpose of a Republican caucus to begin immediately in the first floor caucus room, with an expectation of returning to the floor at approximately 3:45 p.m.

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I request that the Democratic Members report to our caucus room immediately.

The PRESIDENT. For purposes of Republican and Democratic caucuses, with the intention of returning at approximately 3:45, the Senate stands in recess.

AFTER RECESS

The PRESIDENT. The time of recess having expired, the Senate will come to order.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER

HB 440 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL OVER IN ORDER

SB 97 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 425 (Pr. No. 1155) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 5 (Athletics and Sports) of the Pennsylvania Consolidated Statutes, providing for the registration of athletic agents; and imposing a penalty.

Considered the third time and agreed to,
And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

The PRESIDENT. The Chair recognizes the gentleman from Mercer, Senator Robbins.

Senator ROBBINS. Mr. President, I would like to take this opportunity to urge my colleagues to support Senate Bill No. 425, also known as the athletic agent registration bill. Mr. President, Pennsylvania is home to one of the largest segments of athletes, both professional and recreational, in the United States. Only California, Texas, and possibly Florida surpass the Commonwealth in the number of young athletes who participate in professional sports. Currently, 16 States have passed laws that now regulate athletic agents and how they do business in those States. Considering the fact that Pennsylvania is home to one of the largest number of athletes in the nation, we have become a haven for a number of unscrupulous athletic agents.

Each year the Pennsylvania Athletic Commission receives approximately 200 calls from young athletes, parents, and coaches to either lodge complaints about the activities of athletic agents or to inquire about an agent's qualifications. With the passage of this legislation, Mr. President, the Pennsylvania Athletic Commission, for the first time, will be given the authority to register athletic agents, which will include background checks and require them to be bonded. In addition, the State Athletic Commission will be authorized, after a hearing, to suspend an agent from doing business, impose fines, and to recover bond proceeds from agents who make an offer or enter into any agreement with student athletes before the athletes' eligibility for college athletics expires.

Although this legislation would require the registration of athletic agents, it is important to recognize that this bill is designed to protect the people who have the greatest potential for exploitation, our young athletes. Therefore, Mr. President, I urge all of my colleagues to support Senate Bill No. 425 to give protection to our young athletes from the enticements and abuses of unscrupulous athletic agents.

Thank you, Mr. President.

And the question recurring,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEA-48

| | | | |
|------------|-----------|--------|-------------|
| Armstrong | Hart | Mellow | Stapleton |
| Belan | Helfrick | Mowery | Stout |
| Bell | Holl | Murphy | Tartaglione |
| Bodack | Hughes | Musto | Thompson |
| Brightbill | Jubelirer | O'Pake | Tilghman |

| | | | |
|-----------|----------|-----------|-----------|
| Corman | Kasunic | Piccola | Tomlinson |
| Costa | Kitchen | Punt | Uliana |
| Delp | Kukovich | Rhoades | Wagner |
| Earl | LaValle | Robbins | Wenger |
| Fumo | Lemmond | Salvatore | White |
| Gerlach | Loeper | Schwartz | Williams |
| Greenleaf | Madigan | Slocum | Wozniak |

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

SB 799 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL AMENDED

SB 981 (Pr. No. 1347) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for maintenance contracts to be performed by the Armory Board.

On the question,
Will the Senate agree to the bill on third consideration?

Senator LOEPER offered the following amendment No. A4181:

Amend Title, page 1, line 2, by inserting after "maintenance": , construction and repair

Amend Title, page 1, line 3, by removing the period after "Board" and inserting: ; and making a repeal.

Amend Sec. 1 (Sec. 1512), page 1, line 8, by inserting after "Maintenance": construction

Amend Bill, page 2, by inserting between lines 5 and 6:

Section 3. Section 508 of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is repealed to the extent it conflicts with the amendment of 51 Pa.C.S. § 1512 contained in section 1 of this act.

Amend Sec. 3, page 2, line 6, by striking out "3" and inserting: 4

On the question,
Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator LOEPER.

SECOND CONSIDERATION CALENDAR

BILLS ON SECOND CONSIDERATION

SB 263 (Pr. No. 313) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of January 18, 1952 (1951 P.L.2128, No.605), entitled Private Driver Education or Training School Act, further regulating mileage and age of driver training vehicles.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

SB 494 (Pr. No. 1367) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, authorizing school districts to impose dress codes and require students to wear standard dress or uniforms.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

SB 577 (Pr. No. 606) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, further providing for the sale of unused and unnecessary lands and buildings.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

BILL OVER IN ORDER

HB 679 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL ON SECOND CONSIDERATION

SB 771 (Pr. No. 1346) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the simulation of legal process and related acts; prohibiting the use of unofficial license plates; and imposing penalties.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

BILLS OVER IN ORDER

SB 902 and **SB 950** -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILL REREFERRED

SB 1139 (Pr. No. 1380) -- The Senate proceeded to consideration of the bill, entitled:

An Act regulating bail bond enforcement agents; requiring licensure and registration; and providing for penalties.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

SB 212 AND SB 529 TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I move that Senate Bill No. 212, Printer's No. 204, and Senate Bill No. 529, Printer's No. 558, be taken from the table and placed on the Calendar.

The motion was agreed to.
The PRESIDENT. The bills will be placed on the Calendar.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, at this time I request a very brief recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations, to be held immediately in the Rules room at the rear of the Senate Chamber.

The PRESIDENT. For a meeting of the Committee on Rules and Executive Nominations to begin immediately in the Rules room at the rear of the Senate Chamber, the Senate stands in recess.

AFTER RECESS

The PRESIDENT. The time of recess having expired, the Senate will come to order.

COMMUNICATIONS FROM THE GOVERNOR REPORTED FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator SALVATORE, from the Committee on Rules and Executive Nominations, by unanimous consent, reported communications from His Excellency, the Governor of the Commonwealth, recalling the following nominations, which were read by the Clerk as follows:

MEMBER OF THE COUNCIL OF TRUSTEES OF CHEYNEY UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

October 9, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated September 2, 1997 for the appointment of Fritz Bittenbender, 264 Boas Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as a member of the Council of Trustees of Cheyney University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2001, and until his successor is appointed and qualified, vice Marvin Wachman, Ph.D., Philadelphia, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD OF NURSING

October 7, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination

dated August 5, 1997 for the appointment of Donna Kriner (Public Member), 6320 Darlington Drive, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, as a member of the State Board of Nursing, to serve until November 25, 1998 or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Irene R. Marks, Philadelphia, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

NOMINATIONS RETURNED TO THE GOVERNOR

Senator SALVATORE. Mr. President, I move that the nominations just read by the Clerk be returned to His Excellency, the Governor.

The motion was agreed to.

The PRESIDENT. The nominations will be returned to the Governor.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator SALVATORE, from the Committee on Rules and Executive Nominations, reported the following nominations made by His Excellency, the Governor of the Commonwealth, which were read by the Clerk as follows:

MEMBER OF THE COUNCIL OF TRUSTEES OF CALIFORNIA UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

September 10, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Robert J. Wetzel, 404 Victor Drive, Uniontown 15401, Fayette County, Thirty-second Senatorial District, for appointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified, vice William F. Barry, Uniontown, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA HOUSING FINANCE AGENCY

September 10, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Kenneth L. Rall, 142 Scott Ridge Road, Harmony 16037, Butler County, Twenty-first Senatorial District, for appointment as a member of the Pennsylvania Housing Finance Agency, to serve until July 20, 2003 and until his successor is appointed and qualified, vice Hillard Madway, Narberth, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA INDUSTRIAL DEVELOPMENT AUTHORITY

September 2, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, David E. Barendsfield, P. O. Box 889, Ellwood City 16117, Beaver County, Forty-seventh Senatorial District, for appointment as a member of the Pennsylvania Industrial Development Authority, to serve for a term of seven years and until his successor is appointed and qualified, pursuant to Act 58, approved June 27, 1996.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

June 2, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Elaine M. McGraw, 1258 Oak Ridge Road, McDonald 15057, Allegheny County, Thirty-seventh Senatorial District, for reappointment as a member of the Board of Trustees of Mayview State Hospital, to serve until the third Tuesday of January 2003, and until her successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

June 2, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Niles Norman, 1213 Satellite Circle, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, for reappointment as a member of the Board of Trustees of Mayview State Hospital, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD OF OPTOMETRY

June 30, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James K. Hanna (Public Member), 5196 Priscilla Drive, Bethel Park 15102, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the State Board of Optometry, to serve for a term of four years and until

his successor is appointed and qualified, but not longer than six months beyond that period, vice Julianne Nolan, Topton, resigned.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

September 24, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Allen W. Sinclair, 515 North Eleventh Street, Philipsburg 16866, Centre County, Thirty-fourth Senatorial District, for appointment as District Justice, in and for the County of Centre, Magisterial District 49-3-03, to serve until the first Monday of January 2000, vice Robert A. Shoff, resigned.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

September 29, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James S. Miner, 70 Oakhill Drive, Hanover 17331, York County, Twenty-eighth Senatorial District, for appointment as District Justice, in and for the County of York, Magisterial District 19-3-05, to serve until the first Monday of January 2000, vice Margaret L. Klinedinst, resigned.

THOMAS J. RIDGE
Governor

NOMINATIONS LAID ON THE TABLE

Senator SALVATORE. Mr. President, I request that the nominations just read by the Clerk be laid on the table.

The PRESIDENT. The nominations will be laid on the table.

UNFINISHED BUSINESS REPORT FROM COMMITTEE

Senator LOEPER, from the Committee on Rules and Executive Nominations, reported the following bill:

HB 1048 (Pr. No. 2442) (Amended) (Rereported)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for subpoena of medical records; providing for a limit on charges for reproducing medical charts or records; and further providing for rights of patients, for obtaining personal appearance of custodian of original charts, for obtaining production of original medical records and for exemption from attachment of retirement funds and accounts.

RESOLUTIONS REPORTED FROM COMMITTEE

Senator LOEPER, from the Committee on Rules and Executive Nominations, reported the following resolutions:

SR 72 (Pr. No. 1372)

A Resolution designating the week of October 19 through 25, 1997, as "School Bus Safety Week" in Pennsylvania.

SR 78 (Pr. No. 1389)

A Resolution declaring October 19 through 26, 1997, as "Reflexology Week" in Pennsylvania.

SR 86 (Pr. No. 1398)

A Resolution declaring the month of October 1997 as "Pennsylvania Firearm Safety Month" and encouraging organizations and the Department of Education to support and use the Eddie Eagle Gun Safety Program.

SR 87 (Pr. No. 1399)

A Resolution designating the week of October 19 through 25, 1997, as "Forest Products Week" in Pennsylvania.

SR 88 (Pr. No. 1404)

A Resolution declaring the week of November 2 through 8, 1997, as "Chemistry Week" in Pennsylvania.

The PRESIDENT. The resolutions will be placed on the Calendar.

CONGRATULATORY RESOLUTIONS

The PRESIDENT laid before the Senate the following resolutions, which were read, considered and adopted:

Congratulations of the Senate were extended to Jill Wechtler, Northampton County Chapter of the Pennsylvania Association of School Retirees and to the Catholic Social Agency Ecumenical Kitchen of Allentown by Senator Afflerbach.

Congratulations of the Senate were extended to Mr. and Mrs. Leon Bright, Mr. and Mrs. Lester Barnett, Mr. and Mrs. Thaddeus Grabowski, Mr. and Mrs. John H. Houdeshel, Mr. and Mrs. John Kauffman, Jr., and to Mr. and Mrs. James Brodhecker by Senator Armstrong.

Congratulations of the Senate were extended to Mr. and Mrs. Clarence I. Hatton and to Mr. and Mrs. Richard G. Louderback by Senator Bell.

Congratulations of the Senate were extended to Mr. and Mrs. Gaylord M. LaMond and to Mr. and Mrs. Joseph Rivellino by Senator Bodack.

Congratulations of the Senate were extended to Hubert and Grace Sell, Sarah Knauss, Ellsworth C. Troutman and to the Lebanon Daily News by Senator Brightbill.

Congratulations of the Senate were extended to Paul H. Crum, Troy Adam Force, Matthew Adam Wagner and to Joseph E. Crowe by Senator Corman.

Congratulations of the Senate were extended to Allan Michael Carroll by Senator Delp.

Congratulations of the Senate were extended to G. Allan Navecky III by Senator Earll.

Congratulations of the Senate were extended to Martin Greitzer, J. Peter Bushman, Booker V. Fulmore and to Flotilla by Senator Fumo.

Congratulations of the Senate were extended to Sue Ellen Katancik, Amy Bloom and to Corinne Hummel by Senator Gerlach.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Bolland Flint, Brian Hildebeitel, William Randall Solly, Jonathan Corish, Kevin McKinney, Byron W. Powell, James A. Roach, Jr., John G. England IV, Wesley M. Johnson, Jr., Jeanne K. DeHeck, George W. Jones, Jr., Holly McDuell, Robert E. Beck and to Alvin Moyer, Jr., by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Frank Gratti, Mr. and Mrs. Robert Fetterman and to Helen Long by Senator Helfrick.

Congratulations of the Senate were extended to Stephen D. Cutrone, Ellis Kriebel, C. Gerald Guretse, Jr., Frank Pasquini and to Mark William Mayer by Senator Holl.

Congratulations of the Senate were extended to W. Cody Anderson, James D. Watson, Jr., and to Lorenzo Cruger by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Harold Cramer, Mr. and Mrs. Robert M. Eastep, Mr. and Mrs. Fred S. Wilt, Mr. and Mrs. Earl L. Kyle and to Alice Williams Hopkins by Senator Jubelirer.

Congratulations of the Senate were extended to Mr. and Mrs. Kenneth L. Bowersox, Philip Shawn Squires, Patrick J. Fitzgerald and to the Somerset County Composite Squadron 1502 of the Civil Air Patrol by Senator Kasunic.

Congratulations of the Senate were extended to Mr. and Mrs. Harry Kindl, Melvin Matty, Kevin Douglas Husband, Justin Walter, National Osteoporosis Foundation and to the New Alexandria Senior Center by Senator Kukovich.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Johnston, Mr. and Mrs. Robert J. Iorio, Mr. and Mrs. Harry Zacharias, Jr., Mr. and Mrs. Robert C. Gruver, Mr. and Mrs. George Schreiber, Mr. and Mrs. Frederick Case, Susie Crispell, Susquehanna Conservation District and to the Center Moreland United Methodist Church by Senator Lemmond.

Congratulations of the Senate were extended to Jack Wallace by Senators Lemmond, Musto, and Mellow.

Congratulations of the Senate were extended to Mr. and Mrs. John Lieb, Honorable Anthony M. Truscello and to the Morton Fire Company No. 1 by Senator Loeper.

Congratulations of the Senate were extended to the Delaware County Community College by Senators Loeper and Bell.

Congratulations of the Senate were extended to Mr. and Mrs. Donald Spencer, Mr. and Mrs. Charles Chamberlin, Mr. and Mrs. Carl Kackenmeister, Sr., Mr. and Mrs. Frank R. Seitzer, Mr. and Mrs. Richard Gephart, Mr. and Mrs. Dale I. Pick and to Eileen Murphy by Senator Madigan.

Congratulations of the Senate were extended to Josephine Belvedere Ambrogi, Mary Anne Sinclair, J. R. William Daubenhauser, David Michael Graff, Diane Calabro and to Carol Chisdak by Senator Mellow.

Congratulations of the Senate were extended to Mr. and Mrs. Edward T. Albright, Ruth Sawyer Miles, Stanley Q. Shupp, Jr., James Colley, Marie Marsh, Elizabeth Menut, Melvin Reimer, Alfred B. Pecukonis, Ambassador Chien-

Chiang Feng of Taiwan, Ambassador Alvaro A. Polloni of Chile, Ambassador Shahid Masud of Pakistan, Ambassador Kalifa Keita of Mali, Ambassador Jose M. Vargas of Mexico, Ambassador Mustafa Baysal of Turkey, Ambassador Matar J. Al-Neyadi of UAE, Ambassador Eduardo J. Barbosa of Brazil, Ambassador Romulo Romero of El Salvador, Ambassador Ramon G. Santos of the Philippines, Ambassador Angel P. Utrilla of Spain, Ambassador Anuchat Suksila of Thailand, Ambassador Stephen Ayling of Australia, Ambassador Gordon Shipley of the United Kingdom, Ambassador Roberto F. Bendini of Argentina, Ambassador Johann Berger of Germany, Ambassador Mati Leshem of Israel, Ambassador Giuseppe Pilosio of Italy, Ambassador Hitoshi Kawamura of Japan, Ambassador Lars Solvberg of Norway, Ambassador Mohd Al-Sulaiti of Qatar, Ambassador Mohamed M.S. Mubarak of Kuwait, Ambassador Juris Eihmanis of Latvia, Ambassador Han Pil Seo of Korea, Ambassador Jamal El-Hajj of Lebanon, Ambassador Michel Gauthier of Canada, Ambassador Josef Prokes of the Czech Republic, Ambassador Mirko Atanasovski of Macedonia, Ambassador Samnang Suon of Cambodia, Ambassador Gerald Karner of Austria, Ambassador Oswaldo M. Contreras of Venezuela, Ambassador Ruzhdi R. Gjatoja of Albania, Ambassador George Bozikas of Greece, Ambassador Taher A. El-Sersy of Egypt, Ambassador Mohindar P. Singh of India, Ambassador Abdelhalim Al-Rahamneh of Jordan, Ambassador Hussien M. Al-Assaf of Saudi Arabia, and to Ambassador Damir Krsticevic of Croatia by Senator Mowery.

Congratulations of the Senate were extended to Dr. Lee H. McCormick and to Timothy Patrie by Senator Murphy.

Congratulations of the Senate were extended to Clarence Fisher by Senator Musto.

Congratulations of the Senate were extended to the Shut-In Day Society of Reading by Senator O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. Paul A. Braxton, James W. Evans, Honorable Sebastian D. Natale, Betty Bolton and to Reverend Dr. Albert A. Myers by Senator Piccola.

Congratulations of the Senate were extended to Mr. and Mrs. Alvin Oberman, Mr. and Mrs. William G. Clemson, Courtney M. Vandergrift, George A. Shutack, Priscilla Moore, George Wenzel and to the St. Stephen Parish of Port Carbon by Senator Rhoades.

Congratulations of the Senate were extended to John Mastrian, Jacob Hornyak, Nikki Kurt, Howard H. Green and to the Keystone Blind Association of Sharon by Senator Robbins.

Congratulations of the Senate were extended to Mr. and Mrs. Edward Majer by Senator Salvatore.

Congratulations of the Senate were extended to Francis M. Swanson by Senator Schwartz.

Congratulations of the Senate were extended to Magda Fanaritis by Senator Slocum.

Congratulations of the Senate were extended to Mr. and Mrs. Delbert Franklin Pifer, Mr. and Mrs. Irwin Middleby, Mr. and Mrs. James P. Cochran, Mr. and Mrs. Edward Pokusa, Sr., Harry Seibel, Christopher Mackuliak and to Ronald P. Krolick by Senator Stapleton.

Congratulations of the Senate were extended to Mr. and Mrs. Donald Lloyd Crile, Mr. and Mrs. Thomas H. Lewis, Mr. and Mrs. Edward Musial, Myrtle E. Tarr, Keith Blake and to Bonnie Jean Smouse by Senator Stout.

Congratulations of the Senate were extended to David Fillman, Art Doherty, Marshall Smith, Dorothea Bell, Pete Matthews, Jerry Lehockey, Debbie Jensen and to Rhawnhurst Townwatch, Inc., of Philadelphia by Senator Tartaglione.

Congratulations of the Senate were extended to Reverend Christine Johnson Foster and to Benjamin J. Haldeman by Senator Thompson.

Congratulations of the Senate were extended to Stella S. Gabuzda and to Robert P. Roche by Senator Tilghman.

Congratulations of the Senate were extended to Deborah Sowers, Leanne Buchanan, Roger Fulmer, Anthony Wagner, Jim Gemmell, George Shaver, Jr., George L. Pickering, Manuel Palau, John Lippincott, Julaine Forsyth, Roger Bernd, Karen Rose, Michael C. Taylor, Pam Sedia, Phillip Leiggi, Kevin C. Snyder, Norman E. Reed, Melvin A. Montanye, Ingrid Schubert and students from Helmholtzschule, Potsdam, Germany, and to the Walter S. Miller Elementary School of Levittown by Senator Tomlinson.

Congratulations of the Senate were extended to Mr. and Mrs. Ronald Cann, Mr. and Mrs. Donald Lambert, Marjorie Deacon May, Hellertown High School and to the Lehigh Valley Alliance for the Mentally III by Senator Uliana.

Congratulations of the Senate were extended to Lee A. Butz by Senators Uliana and Afflerbach.

Congratulations of the Senate were extended to Therese Rocco by Senator Wagner.

Congratulations of the Senate were extended to Thomas E. Wentzel, Michael Ashley Dietrich, Robert Andrew Good and to Kevin Michael Good by Senator Wenger.

Congratulations of the Senate were extended to Anthony Lyle Baker and to John Sinclair Post III by Senator White.

Congratulations of the Senate were extended to the Pennsylvania Baptist State Convention by Senator Williams.

Congratulations of the Senate were extended to Mr. and Mrs. Henry J. Idzkowsky, Mr. and Mrs. Edmund I. Falstick, Mr. and Mrs. R. William Donner, Jr., Mr. and Mrs. John Marsden, Mr. and Mrs. Austin Kurtz and to Mr. and Mrs. Andrew Rebar by Senator Wozniak.

CONDOLENCE RESOLUTIONS

The PRESIDENT laid before the Senate the following resolutions, which were read, considered and adopted:

Condolences of the Senate were extended to the family of the late Samuel G. Kurtz by Senator Brightbill.

Condolences of the Senate were extended to Mrs. Kathleen A. Kienle, wife of the late James C. Kienle, by Senator Holl.

Condolences of the Senate were extended to the family of the late Theodore D. Wood and to the family of the late Roy E. Mitchell, Sr., by Senator Jubelirer.

POSTHUMOUS CITATION

The PRESIDENT laid before the Senate the following citation, which was read, considered and adopted:

A posthumous citation honoring the late Donald E. Whisler was extended to the family by Senator Mowery.

PETITIONS AND REMONSTRANCES

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I would like to be recognized just briefly to make an observation. I rise just as a point of information under Petitions and Remonstrances because I did not want to do it at the time when the Governor's veto message was being received in the Senate. Mr. President, by our reading of the Pennsylvania Constitution, Article IV, The Executive, Section 15, which deals with approval of bills and vetoes, it is very clear that when the Governor decides to sign and/or veto a bill, the Governor has so many days in which he must take action. With regard to Senate Bill No. 188, the capital budget bill, the Senate of Pennsylvania passed the bill in its final form on October 1. The Governor then delivered a veto to part of the bill on October 10, which was totally appropriate.

Mr. President, the inappropriate thing about the way the bill was handled was that once the Governor decided to veto parts of the capital budget bill, that bill also had a 10-day period of time in which the Governor had to sign it for it to become law, and that same time period in which any part of the veto of the capital budget then must be received by the office of the Secretary of the Senate, or in this particular case the chamber in which the bill originated. This was a Senate bill. The veto message would have to go back to the Senate. If it were a House bill, the veto message would have to go back to the House, and the Governor would have 10 days to sign the bill or 10 days to veto the bill.

Well, what happened in this particular case, Mr. President, and as I said earlier, we were not going to make an issue out of it as the veto message was received and read across the desk by the Chair earlier today, because we thought it was important that we discuss it here tonight in Petitions and Remonstrances, the Governor did appropriately sign a part of the bill and veto a part of the bill on October 10, 1997, which was 9 days from when the Governor originally had the bill after the Senate had passed it, and that was all fine.

What then took place, Mr. President, is that bill had until the next day, which would have been October 11, which would have been 10 days from the day we passed the bill for it to have been submitted to the Senate, since it was a Senate bill, and it would have had to have been received in the office of the Secretary. Now October 11, Mr. President, was a Saturday, and the individual who had received the bill from the Governor, I believe the Governor signed it in the Mansion late on a Friday afternoon, basically should have taken the bill right back to the Senate immediately so that it would have been received by the Secretary of the Senate, or certainly no later than midnight of the following evening, which would have

been Saturday, October 11. The Constitution provides for that, Mr. President, and that part of the Constitution is very clear.

But what took place, Mr. President, is that the individual who had the veto message did not submit it to the Secretary of the Senate until October 14, which was a violation of the Pennsylvania Constitution. And it appears to me that it was around 10:30 in the morning on October 14, which would have been the 13th day after the bill was signed, in violation of the Constitution of whether in fact the veto could have been accepted or not. That individual, for some reason, kept the signed copy of the veto on Friday, Saturday, Sunday, Monday, which was a holiday, and then submitted it to the office of the Secretary of the Senate on Tuesday sometime in the morning.

Now, Mr. President, we had the opportunity of reading what the Governor's veto message was in the newspaper. It appeared in the newspapers throughout the State on Saturday, October 11. However, we in the Senate did not have the opportunity to be able to call the office of the Secretary and ask if the veto message was on hand so that we could find out what projects in our districts the Governor vetoed.

For example, Mr. President, although I was not responsible for placing any of these projects in the capital budget from the senatorial district which I represent, this was all done in the House of Representatives, there were millions and millions of dollars' worth of projects from the 22nd Senatorial District that the Governor vetoed, although we were not able to receive the message. And then I was kind of amazed as I went through the veto message, Mr. President, to find out that in Allegheny County, the Governor took a \$75 million capital budget item for the enhancement of Three Rivers Stadium and vetoed that, along with a number of other projects out west, at the same time that there is some major discussion taking place on a question that will appear on the ballot for a regional sales tax, of which many Members of this particular body are, I assume, very interested because I think some of them have been campaigning, if not publicly, privately to make sure that that in fact takes place.

So, Mr. President, my concern is that the Governor was in the right, he was totally correct in doing what he wanted to do with regard to signing the capital budget bill and vetoing a part of the capital budget bill. The individual who was responsible for then returning this part of the capital budget bill back to the Secretary of the Senate within that same timeframe did in fact not do it in violation of the Constitution. We could have raised that constitutional point of order today, Mr. President, and we did not do that.

And then it is quite intriguing, as far as I am concerned, that dated October 20, in a letter by Governor Ridge, and I thought the Governor was on his way to Europe to negotiate the contract for the port in Philadelphia, that we now receive a letter that was sent to the Secretary of the Senate dated October 20, which is today, where the Governor says, "It is with regret that I must withdraw the veto message for Senate Bill No. 188, P.N. 1351, received by your office." It is kind of incredible that there was a violation of how the veto message should have been received to begin with, since it was at least 3 days late based upon the Constitution, that the Governor is

in Europe today negotiating, or at least on his way to Europe today to negotiate what may or may not take place with regard to the port in Philadelphia, and the capital budget bill that we passed was a main part of the funding mechanism for that port, and then we received a letter today from Governor Ridge saying that he has withdrawn his veto message of Senate Bill No. 188 effective today, which was late initially in coming to the Senate of Pennsylvania.

Mr. President, what concerns me and many of my colleagues about this is the fact that we are really not certain as to what is taking place, and it is obvious that maybe some people within the administration or within the front office are not exactly certain as to what procedure should be followed. If this was a bill, Mr. President, that was not a capital budget item bill where the Governor could sign and/or line-item veto the same bill which would have two different results, and this was a very significant, substantive piece of legislation and the Governor wanted to veto it, then some clerk whose responsibility it was to make sure that message was filed in the Senate within the constitutional framework of 10 days would have failed miserably in his or her job performance. As I said, I do not know who that person is, Mr. President, but it seems to me that at best it was skewed as to who should be handling this, and maybe there were some major concerns as to why the news media received the veto message on a Friday and it was not filed with the Senate until the following Tuesday, and then today when the Governor is traveling to Europe to negotiate the contract with regard to the port which was funded in the capital budget, we do receive the veto message from the Governor, signed by Governor Ridge.

I think, Mr. President, this sheds more and more light on the fact that if we are going to have capital budgets in this Chamber and in the House of Representatives, and indeed that is the way that we should do capital improvement projects in Pennsylvania, you will find no argument with me about how we should do that, then, Mr. President. We should not have signed and turkeyed 6 billion dollars' worth of projects into a capital budget and sent it over to the Governor so that the Governor could then either sign, veto, or do what he would please with capital budgets. It is important that we have some form of a negotiated capital budget so that we do not deceive or mislead people, the constituents we represent. It is unfortunate that people, I believe, have offered projects into the capital budget for the purpose of trying to do with a 30-second sound bite on radio or perhaps during a campaign on television, or maybe even more important, send out direct mail to their constituents as to what they are doing in Harrisburg to be able to benefit the district which he or she may represent, whether it is in the House or the Senate.

And finally, Mr. President, I believe there was some editorial comment in the newspapers, at least in western Pennsylvania, that talked about the capital budget and said it was important that the capital budget be voted on and signed because of the tremendous help that it would bring to western Pennsylvania. Well, some of that help also was going to go to eastern Pennsylvania and to northeastern Pennsylvania. And many of us realize that when a capital budget passes that funds

6 billion dollars' worth of projects and the Governor only has the authorization to fund in that particular year approximately 450 million dollars' worth of projects, less than 8 percent of what was passed in here, then there are people in this body and in the other House of government, the House of Representatives, and indeed in the administration who are being intellectually dishonest, because based just on what appeared in here, I have heard at least one, and I am not going to identify who they are, but I have heard at least one individual running for election and/or reelection in the November 4 election of 1997 taking credit for capital improvement projects in a municipality in Pennsylvania based on what was done in this budget when in fact some of those projects were vetoed. But then today someone in the front office saw the error of what took place and in the absence of the Governor submitted his letter withdrawing the veto message.

So I am really very, very confused as to what the process is, how we are going to proceed with capital budgets in the future and why we even allow a \$6 billion capital budget to pass the General Assembly and be sent on to the Governor for his signature when we know full well that only \$450 million of that money can be funded for this particular year. We are just not being fair with the people we represent, and I do not believe that we should be intellectually dishonest with the 250,000 constituents who have sent us here to Harrisburg to do their business.

Thank you very much, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, I would just like to correct what I believe was a misstatement of the Minority Leader, and that was to the best of my knowledge, the Governor's veto message of certain portions of the capital budget bill was not in fact read across the desk today at any time during our formal Session. In fact, Mr. President, I believe that there was an awareness on the part of the administration that there had been an unfortunate delay in the receipt of that here in the Senate, and therefore the Governor, recognizing that, wrote a letter indicating that he was withdrawing that document from the Senate. And I think in fairness, Mr. President, we should read the remainder of the letter. I believe Senator Mellow read the first sentence or so of it, but let me continue, because I think it is important that it be noted in the record.

And it says, "It is with regret that I must withdraw the veto message for Senate Bill 188, P.N. 1351, received by your office. Although a good faith effort was made to deliver the message in the manner set forth in the Constitution, it has come to my attention that delivery may not have been made within the time provided and may, therefore, be defective.

"However," and I think this is very important, Mr. President, to be part of the record, "I intend to use the veto message as a blue print for approval of all capital projects. Projects which are duplicative or which do not meet all appropriate legal criteria will not be funded.

"I regret any inconvenience this misunderstanding has caused your office or the Senate of Pennsylvania. Your cooperation in returning the veto message is greatly appreciated."

Mr. President, let me just reinforce that one paragraph, and that is where the Governor indicates that he intends "to use the veto message as a blue print for approval of all capital projects. Projects which are duplicative or which do not meet all appropriate legal criteria will not be funded."

I think, Mr. President, that very clearly outlines the policy of this Governor and this administration. I might also indicate, Mr. President, that it was just 2 weeks ago when Wall Street was the latest to acknowledge Pennsylvania's growing reputation for creating jobs and managing its finances. In fact, citing strong growth in jobs, Moody's Investors Services improved the Commonwealth's general obligation rating from A-1 to AA-3, the first time Pennsylvania has earned a double rating from the agency since 1968. I think it is also interesting to note that Fitch Investors Service has raised the State's G.O. rating from AA- to AA, again pointing to the State's successful operating trend of recent years, including a more conservative budgeting practice and gradual accumulation of reserves. I think this really very ably represents the administration's position.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I see here the issue is a violation of the Pennsylvania Constitution, and regardless of what the Governor may or may not have done today in rescinding or withdrawing his veto message, he did that because some individual who was charged with the responsibility of returning this document to the Secretary of the Senate 10 days from the day that the General Assembly had passed the bill did not do their job in making sure that it was returned to the Senate.

Now, if for some reason they could not do that on a Friday afternoon because the Senate may have been closed, the security people in the Capitol, I am sure, could have made the proper contacts so that the individual could have filed the veto message. Mr. President, the veto message did not have to actually be received in the Senate until the next day, which was Saturday, and I am sure that that person who was carrying this veto message around either in a portfolio or in a briefcase could have at that particular point in time come to the Capitol to make sure that the document was on file with the Secretary of the Senate. They did not do that, Mr. President. They kept the document not only Saturday but Sunday and Monday. And I had the opportunity of reading in the newspaper what exactly took place with regard to the veto, and I asked my office if they could share with me a copy of what projects had been completely eliminated on the veto message, and they said, we cannot because we cannot get a copy of the veto message.

Mr. President, that is what is at issue here. The issue here is the violation of the Constitution and how some individual had the responsibility of making sure that this document was delivered on time to the Secretary of the Senate, and they in fact did not do that, and that put the Governor in the position of having to say that for that reason, I will withdraw my veto message. I applaud the Governor for saying, in the second paragraph, that he intends to use the veto message, as Senator

Loeper said, as a blueprint for approval of all capital projects. That is the same exact thing that his two immediate predecessors did. Both Governor Casey and Governor Thornburgh used the exact same type of blueprint and veto message in the capital budgets that they received, and both Governors took projects in the district that I represent and thought that they were not appropriate projects at the time and they vetoed those projects in the capital budget.

What has taken place here is that a person who was charged with a responsibility, a very important responsibility, failed to do his or her job properly, and that is what should be brought to the floor of this Senate, because the next time it could take place with a bill that would be very substantive in nature and not necessarily a capital budget, but a bill that the governor may in fact want to veto and because we did not receive it in a timely fashion, that would cause a constitutional problem right here in the Senate. It is very important, Mr. President, at least in my opinion, that we make that argument and that discussion here tonight.

Thank you.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Hughes has returned, and his temporary Capitol leave is cancelled.

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE STATE BOARD OF ACCOUNTANCY

October 20, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Christina Suran, 1930 Market Street, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Denise L. Devine, Media, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA COUNCIL ON AGING

October 20, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Ivan G. Rose, 40494 Chelton Hill Road, Spartensburg 16434, Crawford County, Fiftieth Senatorial

District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2000 and until his successor is appointed and qualified, vice J. Llewellyn Davies, Jr., Meadville, resigned.

THOMAS J. RIDGE
Governor

CORONER, CENTRE COUNTY

October 20, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Kevin T. Stroyan, 119 Stroyan lane, Milford 18337, Pike County, Twentieth Senatorial District, for appointment as Coroner, in and for the County of Pike, to serve until the first Monday of January 2000, vice James J. Martin, deceased.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF LAURELTON CENTER

October 20, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Elizabeth Mertz, R. R. 2, Box 514B, Northumberland 17857, Northumberland County, Twenty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Laurelton Center, to serve until the third Tuesday of January 2003, and until her successor is appointed and qualified, vice Evelyn C. Marboe, State College, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD OF SOCIAL WORK EXAMINERS

October 20, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Michael J. DeStafano, 31 Netoxet Street, Ridgway 15853, Elk County, Twenty-fifth Senatorial District, for appointment as a member of the State Board of Social Work Examiners, to serve until May 14, 2000 and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Karen S. Kober, North Huntingdon, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF WHITE HAVEN CENTER

October 20, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John P. Rodgers, Sr., 407 Muir

Avenue, Hazleton 18201, Luzerne County, Fourteenth Senatorial District, for appointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified, vice John J. Kaschak, Harleigh, whose term expired.

THOMAS J. RIDGE
Governor

**RECALL COMMUNICATION
REFERRED TO COMMITTEE**

The PRESIDENT laid before the Senate the following communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows and referred to the Committee on Rules and Executive Nominations:

**MEMBER OF THE STATE BOARD
OF SOCIAL WORK EXAMINERS**

October 20, 1997

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated October 6, 1997 for the appointment of Nolan Kurtz, 1008 North Third Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as a member of the State Board of Social Work Examiners, to serve until May 14, 2000 and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Karen S. Kober, North Huntingdon, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

THOMAS J. RIDGE
Governor

ANNOUNCEMENTS BY THE SECRETARY

The following announcements were read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, OCTOBER 21, 1997

| | | |
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| 11:00 A.M. | BANKING AND INSURANCE (to consider Senate Bills No. 429, 1077 and 1165; and any other business that may come before the Committee) | Room 461 Main Capitol |
| 11:00 A.M. | PUBLIC HEALTH AND WELFARE (to consider Senate Bill No. 996 and House Bill No. 402) | Room 8E-A East Wing |
| 11:30 A.M. | JUDICIARY (to consider Senate Bills No. 437, 543, 838 and 1117; House Bills No. 155, 474, 1125 and 1258) | Room 8E-B East Wing |
| 11:30 A.M. | TRANSPORTATION (to consider the nomination of Bonney C. Daubenspeck to the Pennsylvania Turnpike Commission) | Majority Caucus Rm. |
| 12:30 P.M. | STATE GOVERNMENT (to consider Senate Bill No. 1160) | Rules Cmte. Conf. Rm. |

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| 12:45 P.M. | GAME AND FISHERIES (to consider Senate Bills No. 56 and 686; and House Bill No. 13) | Rules Cmte. Conf. Rm. |
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WEDNESDAY, OCTOBER 22, 1997

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| 1:00 P.M. | AGING AND YOUTH (public hearing on long-term care public financing and the role of area agencies on aging on assessments) | Room 8E-B East Wing |
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TUESDAY, OCTOBER 28, 1997

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| 9:30 A.M. | CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bills No. 457, 847 and 922; House Bill No. 507; BPOA Final Regulations No. 16A-439, 16A-443, 16A-537, 16A-468, 16A-475, 16A-481, 16A-494, 16A-512, 16A-517, 16A-526, 16A-546, 16A-532 and 16-15; and PUC Final Regulations No. 57-168, 57-169, 57-179, 57-164 and 57-166) | Room 8E-B East Wing |
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| 9:45 A.M. | LOCAL GOVERNMENT (to consider Senate Bills No. 270, 826, 828, and 1047; and House Bills No. 1111, 1113, 1114 and 1116) | Room 8E-A East Wing |
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THURSDAY, OCTOBER 30, 1997

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| 1:00 | EDUCATION (public hearing on Senate Bill No. 1049) | Bucks Cty Comm. College |
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ADJOURNMENT

Senator LOEPER. Mr. President, I move that the Senate do now adjourn until Tuesday, October 21, 1997, at 1 p.m., Eastern Daylight Saving Time.

The motion was agreed to.

The Senate adjourned at 5:37 p.m., Eastern Daylight Saving Time.